

Exhibit “1”

**UNITED STATES DISTRICT COURT
EASTERN DISTRICT OF NEW YORK**

**ALLSTATE INSURANCE COMPANY, ALLSTATE FIRE & CASUALTY
INSURANCE COMPANY, ALLSTATE INDEMNITY COMPANY, AND
ALLSTATE PROPERTY & CASUALTY INSURANCE COMPANY,**

PLAINTIFFS,

-against-

**TATIANA M. RYBAK, OLEG RYBAK, FABIOLA G. PERNIER AS
EXECUTOR OF THE ESTATE OF JEAN PIERRE CLAUDE PERNIER, M.D.,
FRANCOIS JULES PARISIEN, M.D., FRANCIS JOSEPH LACINA, M.D.,
KSENIA PAVLOVA, D.O., ALFORD A. SMITH, M.D., DARREN THOMAS
MOLLO, D.C., CHARLES DENG, L.AC., MARIA SHEILA BUSLON A/K/A
MARIA MASIGLA, P.T., JPC MEDICAL, P.C., JP MEDICAL SERVICES,
P.C., JULES MEDICAL, P.C. N/K/A GIBBONS MEDICAL, P.C., JP
MEDICAL SERVICES P.C., JFL MEDICAL CARE P.C., ALLAY MEDICAL
SERVICES, P.C., FJL MEDICAL SERVICES P.C., PFJ MEDICAL CARE
P.C., RA MEDICAL SERVICES P.C., KP MEDICAL CARE P.C., ALFORD
A. SMITH MD, P.C., STRATEGIC MEDICAL INITIATIVES P.C., ACH
CHIROPRACTIC, P.C., ENERGY CHIROPRACTIC, P.C., ISLAND LIFE
CHIROPRACTIC PAIN CARE, PLLC, CHARLES DENG ACUPUNCTURE,
P.C., MSB PHYSICAL THERAPY, P.C., JOHN DOES 1 THROUGH 20, AND
ABC CORPORATIONS 1 THROUGH 20,**

DEFENDANTS.

22-cv-4441 (SJB)

**STIPULATION OF
VOLUNTARY
DISMISSAL**

IT IS HEREBY STIPULATED AND AGREED, by and between the undersigned
counsel, as follows:

1. Any and all claims and defenses by and between Plaintiffs Allstate Insurance Company, Allstate Fire & Casualty Insurance Company, Allstate Indemnity Company, Allstate Property & Casualty Insurance Company (collectively “Plaintiffs”) and Defendants Tatiana M Rybak, Jules Parisien, M.D., Ksenia Pavlova, D.O., Alford A. Smith, M.D., Darren Thomas Mollo, D.C., Charles Deng, L.Ac., Maria Sheila Buslon a/k/a Maria Masigla, P.T., JP Medical Services, P.C., Jules Medical, P.C. n/k/a Gibbons Medical, P.C., JP Medical Services P.C., Allay Medical

Services, P.C., PFJ Medical Care P.C., KP Medical Care P.C., Alford A. Smith MD, P.C., Strategic Medical Initiatives P.C., ACH Chiropractic, P.C., Energy Chiropractic, P.C., Island Life Chiropractic Pain Care, PLLC, Charles Deng Acupuncture, P.C., and MSB Physical Therapy, P.C. (collectively “Defendants”) are hereby voluntarily dismissed, with prejudice, pursuant to Fed. R. Civ. P. 41(a)(2).

2. Plaintiffs and Defendants shall pay their own costs and attorneys’ fees.

3. This Stipulation and Order of Voluntary Dismissal is solely limited to discontinuing claims by and between the parties hereto with regard to this action.

4. The Court shall retain jurisdiction and authority over any disputes relating to the enforcement of the settlement agreement entered into by the Plaintiffs and Defendants who are parties to this Stipulation and Order of Voluntary Dismissal.

Dated: New York, New York
January 2, 2024

MORRISON MAHONEY LLP

By: /s/ Lee Pinzow

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Lee Pinzow, Esq.

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Counsel for Defendants Tatiana M. Rybak, Jules Parisien, M.D., Ksenia Pavlova, D.O., Alford A. Smith, M.D., Darren Thomas Mollo, D.C., Charles Deng, L.Ac., Maria Sheila Buslon a/k/a Maria Masigla, P.T., JP Medical Services, P.C., Jules Medical, P.C. n/k/a Gibbons Medical, P.C., JP Medical Services P.C., Allay Medical Services, P.C., PFJ Medical Care P.C., KP Medical Care P.C., Alford A. Smith MD, P.C., Strategic Medical Initiatives P.C., ACH Chiropractic, P.C., Energy Chiropractic, P.C., Island Life Chiropractic Pain Care, PLLC, Charles Deng Acupuncture, P.C., and MSB Physical Therapy, P.C.

SO ORDERED

Sanket J. Bulsara, U.S.M.J.

Dated: _____, ~~2023~~ 2024